



County of Los Angeles
CHIEF ADMINISTRATIVE OFFICE

713 KENNETH HAHN HALL OF ADMINISTRATION • LOS ANGELES, CALIFORNIA 90012
(213) 974-1101
<http://cao.co.la.ca.us>

DAVID E. JANSSEN
Chief Administrative Officer

May 9, 2006

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

To: Mayor Michael D. Antonovich
Supervisor Gloria Molina
Supervisor Yvonne B. Burke
Supervisor Zev Yaroslavsky
Supervisor Don Knabe

From: David E. Janssen
Chief Administrative Officer

REPORT ON IMPLEMENTING A MORATORIUM ON EXPANSION OF LAW ENFORCEMENT SERVICES TO CONTRACT CITIES; SHERIFF'S DEPARTMENT PATROL RESPONSIBILITIES TO CONTRACT CITIES AND UNINCORPORATED AREAS; AND THE INMATE WELFARE FUND (ITEM NO. 97, AGENDA OF MAY 2, 2006)

On May 2, 2006 your Board instructed the Chief Administrative Office to provide a report on:

1. The feasibility of implementing a moratorium on expansion of services provided by the Sheriff to contract cities until the Sheriff can increase its deputy workforce or receive approval by the Board;
2. The number of existing Sheriff contract responsibilities, as well as patrol responsibilities in unincorporated areas; what deputy vacancy rates are, how many permanent deputies positions there are, and the method currently being utilized to fill the positions; the overtime usage to satisfy contractual responsibilities, also for patrol in unincorporated areas where there are no contractual obligations; and how there can be salary savings if positions are being filled with overtime; and
3. Information on the inmate welfare fund.

Contracts Moratorium

The Board of Supervisors, as chief executive of the County, has the sole authority to enter into all contracts to which the County is a party. However, the Board may delegate this contract authority or a portion thereof to any County official if it so desires. All of the contracts entered into by the Sheriff's Department for law enforcement services, and as approved by the Board, included the authority to adjust contract cities service levels without returning to the Board for approval. In the Fiscal Year 2006-07 Proposed Budget, 41.0 positions have been requested by various entities to enhance their existing service levels during FY 2005-06. Of the 41.0 positions 35.0 are for contract cities services, 3.0 are for Transit Services Bureau, 2.0 are for MTA and 1.0 is for the Contract Law Enforcement Bureau.

County Counsel has determined that pursuant to *Section 2.3 and 10.0 Entire Agreement* of a standard law enforcement contract both parties must mutually agree to any contract amendment during the term of the agreement. The only way to alleviate the contract obligation is to terminate the contract, which our office does not recommend at this time.

In addition, on March 1, 2005, the Board issued a motion requesting "the Sheriff's department provide the Board with advance notice of any increases to contracts and make every effort to prioritize the filling of sworn positions in custody and unincorporated patrols for one year after which the Board may assess the progress made and the need to be notified of contract modifications." The Department indicates they are in full compliance with the above motion and provided advance notification via letter to the Board of all contract changes/increases that occur during the fiscal year.

Metropolitan Transit Authority (MTA) Contract

During the meeting of May 2, 2006, the Board indicated MTA recently approved 22.0 new deputy sheriff positions. The Department indicates they are aware of only a request to change the MTA contract by 2.0 positions which is reflected in the FY 2006-07 Proposed Budget.

Based on our records, during Fiscal Year 2005-06 Supplemental Budget phase, approved by the Board on September 20, 2005, \$4,704,000 in funding and 37.0 positions were added to the Sheriff's budget to provide law enforcement services for the Orange Line. This action was initially authorized by the Los Angeles County Metropolitan Transportation Authority on May 26, 2005.

Patrol

Attachment I is a chart prepared by the Department providing the following information: the number of deputy sheriffs (DS) positions budgeted in Patrol, excluding the Homeland Security Division which includes Metrolink (26.0 positions), and MTA (320.0 positions) based on the FY 2005-06 Adopted Budget; the number of DS positions allocated to contract cities; the number DS allocated to the unincorporated areas; those DS positions allocated to perform certain other functions, such as investigators, Watch Deputies, Traffic Investigators, etc.; the resulting vacancies inclusive of positions on loan to other departmental divisions; and the number vacant positions filled on an overtime basis. In addition, the report provides the number of staff out on long-term leave. Please note: Overtime FTE for the City of Cerritos, Lakewood, and Community College Bureau is fully reimbursed by the contract agency.

Based on their report, the Department has a total of 458.0 vacant positions Region/Station-wide, 66.0 vacancies in the Community College Bureau, Community Oriented Policing Services (COPS) and Community Law Enforcement Partnership Program and 76.0 positions out on long-term leave for a total of 600.0 vacancies in Patrol. Of these vacancies, approximately 393.0 positions (or 66 percent) are filled on an overtime basis.

After accounting for positions filled on an overtime basis, approximately 207.0 deputy sheriff positions remain vacant in Patrol which generates S&EB savings. Additional savings identified may be attributable to other vacancies (i.e., for sergeant and civilian positions) and employee benefits.

Finally, the Sheriff has established a policy to distribute all Patrol vacancies equitably between the contract cities, unincorporated areas, and other functions. During the Budget Hearing scheduled for May 10, 2006, the Sheriff will discuss in further detail his Patrol Station Equity Policy.

To address existing vacancies and anticipated attrition within the Department, the Sheriff will implement the following recruitment plan: schedule 11.0 academy classes during calendar year 2006 with a goal of up to 108.0 candidates per class generating approximately 950.0 graduates of which 157.0 recruits have been realized as of April 30, 2006. The remaining graduates of 793.0 will be deployed between custody and patrol vacancies. In addition, the Department will augment their recruitment advertising campaign by securing the services of a qualified advertising agency. Further details on the Department's recruitment plan will be provided in the Recruitment and Retention Working Group monthly status reports to the Board.

Inmate Welfare Fund (IWF)

California Penal Code Section 4025 governs the Inmate Welfare Fund which states in part, "The money and property deposited in the inmate welfare fund shall be expended by the sheriff primarily for the benefit, education, and welfare of the inmate confined within the jail. Any funds that are not needed for the welfare of the inmates may be expended for the maintenance of county jail facilities. Inmate welfare funds shall not be used to pay required county expenses of confining inmates in a local detention system, such as meals, clothing, housing, or medical services or expenses, except that inmate welfare funds may be used to augment those required county expenses as determined by the sheriff to be in the best interest of inmates."

The items listed on Attachment II have been deemed allowable expenditures based on County Counsel analysis of Penal Code Section 4025(e). Therefore, of the Department's \$8,202,000 Budget Adjustment, \$2,356,000 may be funded by the IWF, leaving a balance of \$5,846,000. Of the remaining \$5,846,000 it has been determined that \$2,250,000 for transportation buses may be funded by the Processing Fee Fund. An alternative funding source must be identified for the remaining critical needs items listed on the Department's Budget Adjustment as they are considered ineligible IWF purchases.

If you should have any questions or require further information, you may contact Debbie Lizzari of my staff at (213) 974-6872.

DEJ:SRH:DL
RG:SW:GY:yf

Attachments

**Sheriff's Department
PATROL STATION RADIO CAR DEPUTY EQUITY POLICY
as of APRIL 30, 2006**

REGION	PIVOTAL BUDGET	(1) CONTRACT AGENTS/PATROL OFFICERS	(1) SPECIAL ASSIGNMENT OFFICERS	(1) SCHOOL REAR, MOTOR BIL, TRM OFF, RESIDENT	(1) UNIFORMS AND EQUIPMENT	(1) VEHICLE MAINTENANCE	(2) OTHER STATION EXPENSES	(3) TRAINING EXPENSES	(4) TOTAL BUDGET	(5) TOTAL BUDGET	(6) TOTAL BUDGET
Lancaster Station	160.0	88.0	18.2	5.6	27.0	9.3	45.0	3.0	33.0	20.63%	33.0
East Los Angeles	130.0	27.0	4.6	9.3	55.0	8.1	48.0	3.0	22.0	16.92%	10.0
Santa Clarita Valley	151.0	71.0	15.0	5.5	26.0	11.4	54.0	6.0	32.0	21.19%	28.0
Temple Station	158.0	76.0	19.2	6.8	27.0	13.9	55.0	4.0	40.0	25.32%	19.0
Crescenta Valley	48.0	14.0	2.9	3.1	15.0	4.0	19.0	0.0	10.0	20.83%	4.0
Malibu Station	113.0	69.0	14.0	1.8	9.0	7.1	35.0	2.0	23.0	20.35%	19.0
Alladena Station	50.0	0.0	0.0	5.8	29.0	4.2	21.0	2.0	10.0	20.00%	4.0
Palmdale Station	149.0	84.0	23.7	6.5	23.0	11.8	42.0	5.0	42.0	28.19%	31.0
REGION III TOTAL:	959.0	428.0	68.0	26.6	211.0	70.6	181.0	25.0	222.0	23.17%	146.0
REGION III TOTAL:	959.0	428.0	68.0	26.6	211.0	70.6	181.0	25.0	222.0	23.17%	146.0
Lennox Station	152.5	23.0	5.0	13.2	61.0	14.8	68.5	2.0	33.0	21.64%	11.0
Marina Del Rey	57.0	0.0	0.0	7.6	36.0	4.4	21.0	1.0	12.0	21.05%	5.0
West Hollywood	112.0	59.0	10.0	2.5	15.0	6.4	38.0	3.0	19.0	16.96%	17.0
Carson Station	148.0	69.0	9.8	3.1	22.0	8.1	57.0	3.0	21.0	14.19%	15.0
Lomita Station	74.0	39.0	9.0	0.5	2.0	7.6	33.0	2.0	17.0	22.97%	10.0
Century Station	214.0	41.0	9.8	22.9	96.0	18.4	77.0	6.0	51.0	23.83%	31.0
Compton Station	128.0	75.0	12.9	2.8	16.0	6.4	37.0	5.0	22.0	17.19%	21.0
Avalon Station	11.0	5.0	0.0	0.0	2.0	0.0	4.0	0.0	0.0	0.00%	2.0
REGION III TOTAL:	896.5	316.0	60.7	17.0	250.0	65.5	335.5	22.0	142.0	16.07%	112.0
REGION III TOTAL:	896.5	316.0	60.7	17.0	250.0	65.5	335.5	22.0	142.0	16.07%	112.0
Walnut Station	98.8	37.0	5.6	3.2	21.0	6.2	40.8	2.0	15.0	15.18%	7.0
Industry Station	177.2	58.0	10.5	7.6	42.0	13.9	77.2	4.0	32.0	18.06%	13.0
Lakewood Station	215.0	135.0	19.4	0.1	1.0	10.5	75.0	5.0	30.0	13.95%	31.0
Norwalk Station	158.0	72.0	14.6	5.1	25.0	12.4	61.0	8.0	32.0	20.25%	23.0
Pico Rivera Station	79.0	34.0	6.5	2.7	14.0	5.9	31.0	3.0	15.0	18.99%	6.0
San Dimas Station	82.0	25.0	4.3	5.0	29.0	4.8	28.0	2.0	14.0	17.07%	4.0
Cerritos Station	47.0	33.0	2.8	0.0	0.0	1.2	14.0	0.0	4.0	8.51%	12.0
REGION III TOTAL:	857.0	388.0	65.0	21.9	132.0	67.2	327.0	24.0	119.0	13.89%	96.0
REGION III TOTAL:	857.0	388.0	65.0	21.9	132.0	67.2	327.0	24.0	119.0	13.89%	96.0
Community College Bureau	31.0	0.0	0.0	0.0	0.0	5.0	31.0	2.0	5.0	16.13%	8.0
Community Oriented Policing Services	159.0	0.0	0.0	0.0	0.0	66.0	159.0	3.0	66.0	41.51%	29.0
Community Law Enforcement Partnership Program	3.0	0.0	0.0	0.0	0.0	0.0	3.0	0.0	0.0	0.00%	0.0
GRAND TOTAL:	2905.5	1438.0	235.0	122.5	693.0	242.6	1176.5	73.0	600.0	20.65%	331.0
GRAND TOTAL:	2905.5	1438.0	235.0	122.5	693.0	242.6	1176.5	73.0	600.0	20.65%	331.0

(1) Patrol, Traffic Enr., Special Assignment, School Rear., Motor Bil, Trm Off, Resident.
 (2) Investigator, Watch Deputies, Traffic Investigator, Court Deputies, Team Leader, Helicopter Observer
 (3) VACANCIES: Could be in either Contract Cities, Unincorporated Areas or Other
 (4) Long-term absences including IOD, ROD, Military Leave, Maternity Leave, etc.
 • Additional overtime is fully reimbursed by the contract agency

ATTACHMENT II

Sheriff's Department
CRITICAL NEEDS
Inmate Welfare Fund Adjustment
FY 2005-06

	Requested Amount
<u>Maintenance Equipment</u>	
Diesel Generator	\$ 10,000
Robotic Plasma Cutting System	10,000
Cardboard Bailing Machine	20,000
Wood Chipper	28,000
Stump Cutter	31,000
Aerial Lift	32,000
Subtotal Maintenance Equipment	131,000
<u>Laser Engraver System</u>	25,000
<u>Inmate Electronic Signature System</u>	400,000
<u>Air Handler Units (41) - Central Jail</u>	1,800,000
<u>TOTAL</u>	<u>\$ 2,356,000</u>